

HARSHADA H. SAWANT
(P.A.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION

INTERIM APPLICATION NO.5614 OF 2025
IN
CAVEAT (L) NO.21752 OF 2025
WITH
TESTAMENTARY PETITION NO.5490 OF 2024
WITH
CAVEAT (L) NO.12998 OF 2025
IN
TESTAMENTARY PETITION NO.5490 OF 2024
WITH
INTERIM APPLICATION (L) NO.23103 OF 2025
IN
TESTAMENTARY PETITION NO.5490 OF 2024

Indira Chootubhai Patel	.. Applicant
IN THE MATTER OF:	
Sudha Shailesh Patel	.. Petitioner
Versus	
Purav Shailesh Patel	.. Caveator

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- Mr. Pranesh J. Gada, Advocate for Applicant / Caveator.
 - Mr. Shubham Mishra, Advocate i/by Shah & Furia Associates for Caveator.
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CORAM : MILIND N. JADHAV, J.

DATE : DECEMBER 05, 2025

P.C.:

- 1.** Heard Mr. Gada, learned Advocate for Applicant / Caveator and Mr. Mishra, learned Advocate for Caveator.
- 2.** Interim Application (Lodging) No.23103 of 2025 which is not on board is taken up for hearing and is filed by mother of the deceased seeking condonation of delay of 75 days in filing the affidavit in support of the Caveat. Reading of the Application *prima facie* shows

that the Caveat was filed in time but there was delay in filing the Affidavit-in-support. The reasons given in the paragraph Nos.5 to 7 of the Interim Application *prima facie* believable and express the exigency faced by Applicant before filing the affidavit-in-support of the Caveat. The said reasons being believable, I am inclined to accept the same for the purpose of condonation. The Interim Application is allowed. Delay is condoned. Affidavit-in-support of Caveat is directed to be taken on record.

3. Interim Application (Lodging) No.23103 of 2025 is disposed.

4. Stand over to **12th December, 2025**. To be placed under the caption '**First on Board**'.

H. H. SAWANT

[MILIND N. JADHAV, J.]

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by HARSHADA
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